

RECEIVED  
CENTRAL FAX CENTER

DEC 07 2004

**OFFICIAL**

***CARDINAL LAW GROUP***

1603 Orrington Avenue/Suite 2000  
Evanston, Illinois 60201  
Telephone 847 - 905 - 7111  
Facsimile 847 - 905 - 7113

Date: DECEMBER 7, 2004

To: EXAMINER RAMPURIA, S.  
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 746-7239

From: FRANK C. NICHOLAS  
Phone #: (847) 424-2521

Client/Matter No.: AUS920010929US1 (9000/84)

# of Pages: 13

(including cover sheet)

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE, PLEASE CALL 847/905-7111, Ext. 112 AND ASK FOR JENNIFER CRUZ.

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

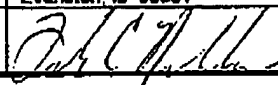

PTO/SB/21 (12-97) Approved for use through 12/31/04. (Dep 08-0447) Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Under the Paper Reduction Act of 1992, no photocopy fee is required in response to a request for a copy of a document unless a separate valid OMB control number

<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No.	AUS820010929US1 (9000/84)
	Application Number	10/005,132
	Filing Date	DECEMBER 5, 2001
	First Named Inventor	JAMES M. MCARDLE
	Group Art Unit	2124
	Examiner	RAMPURIA, S

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated October 4, 2004 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> One-Month Petition for Extension of Time Request (dup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Rounding Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Express Abandonment Under 37 CFR 1.138 <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.138(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.		

## CALCULATION OF FEE

				Small Entry		Large Entry			
	Claims After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus		0	x \$8=	0		x \$18=	
Indep		Minus		0	x \$44=	0		x \$88=	
First Presentation of Multiple Dep. Claim					+ \$150=	—		+ \$300=	
					total add'l fee		\$ 0	total add'l fee	
								\$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	December 7, 2004
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted by facsimile to (703) 746-7239 to the United States Patent and Trademark Office on this date: December 7, 2004			
Signature		Date	December 7, 2004
FRANK C. NICHOLAS (33,983)			

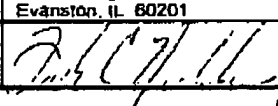
PTO/SB/21 (12-97) approved for use through 9/30/00. Dep. 001-001. Papers per Trademark Office, U.S. Patent & Trademark Office, or EPO/USPTO. Under the Paper Reduction Act of 1996, no papers are required to be submitted in a submission of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No	AUS920010929US1 (9000/84)
	Application Number	10/005.132
	Filing Date	DECEMBER 9, 2001
	First Named Inventor	JAMES M. MCARDLE
	Group Art Unit	2124
	Examiner	RAMPURIA, S.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated October 4, 2004 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Status Letter <input type="checkbox"/> One-Month Petition for Extension of Time Request (sup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Express Abandonment Under 37 CFR 1.138 <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.138(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed.		

## CALCULATION OF FEE

				Small Entity		Large Entity				
	Claims After Amendment		Highest No Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee	
Total		Minus		0	x \$9=	0		x \$18=		
Indep		Minus		0	x \$44=	0		x \$88=		
First Presentation of Multiple Dep. Claim					+ \$150=	—		+ \$300=		
					total add'l fee		\$ 0	total add'l fee		\$ 0

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1803 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature			Date: December 7, 2004
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted by facsimile to (703) 746-7239 to the United States Patent and Trademark Office on this date: December 7, 2004			
Signature	FRANK C. NICHOLAS (33,983)		Date: December 7, 2004

## CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted  
via facsimile to (703) 746 - 7239 to the United States  
Patent and Trademark Office on December 7, 2004  
(Date of Transmission)

FRANK C. NICHOLAS (31983)

Name of applicant, assignor or registered representative



Signature

December 7, 2004

Date of Signature

RECEIVED  
CENTRAL FAX CENTER  
DEC 07 2004

PATENT  
Case No. AUS920010929US1  
(9000/84)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

JAMES M. MCARDLE

Serial No.: 10/005,132

Filed: DECEMBER 5, 2001

Title: COMMAND SCRIPT  
INSTRUMENTATION FOR LOGGING  
COMMAND EXECUTION AND THE  
PROTECTION OF SENSITIVE INFORMATION )

Examiner: RAMPURIA, S.

Group Art Unit: 2124

**RESPONSE TO OFFICE ACTION DATED OCTOBER 4, 2004**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22202-1450

Dear Sir:

This is a response to a non-final Office Action dated October 4, 2004.